

REMARKS/ARGUMENTS

Claim 40 is allowed. Claims 1-36 were previously canceled. All other claims (claims 37-39 and 41-47) have been canceled. The specification has been amended to add continuity data, headings, correct typographical errors, and delete the first paragraph as suggested by the Examiner in the previous Office Action. Thus, these amendments present no new matter. Entry of these amendments is respectfully requested.

Specification ObjectionsInformalities

Applicants have amended the specification to add continuity data, headings and correct typographical errors. In addition, Applicants have removed the first paragraph as requested by the Examiner since this material is redundant in view of the newly submitted Abstract.

Sequences

The Examiner maintains the objection for omission of sequence identifiers following every recitation of sequence as required by 37 CFR 1.821(d). Specifically, the Examiner asserts that Applicants are required to insert the corresponding sequence identifier next to each recited sequence of the specification on page 3, line 26 through page 4, line 8. Applicants respectfully submit that the instant specification was amended to include sequence identifiers in that location of the specification by means of a Preliminary Amendment filed on July 10, 2006. Thus, it is believed no further amendments addressing sequence identifiers are required at this time. Accordingly, Applicants respectfully request withdrawal of this objection.

Incorporation by Reference

The Examiner objected to the specification under 37

C.F.R. 1.57 because it attempts to incorporate essential subject matter by reference to non-patent publications, as stated on pages 5-6 of the last Office Action. The Examiner further states that this objection may be overcome "by deleting the recitation of SG129 in claim 41." By way of canceling claim 41, this objection is now moot.

Claim Objections and Rejections

Claims 37-38 and 42, and dependents were objected to by the Examiner. In addition, Claims 41 and 45 remain rejected by the examiner under 35 U.S.C. 112, first paragraph and claims 39, 44 and 47 remain rejected under 35 U.S.C. 102(b). Applicants respectfully submit that cancellation of claims 37-39 and 41-47, renders these objections and rejections moot. Accordingly, Applicants respectfully request reconsideration and withdrawal of all claim rejections and objections directed towards claims 37-39 and 41-47.

In view of the above, claim 40 is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue.

If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that he telephone Applicants' attorney at (908) 654-5000 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: May 19, 2010

Respectfully submitted,
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